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Applicant: HESTERMAN, Ebe) Examiner:
Application No.: 10/765,038) JOHNSON, J.J.
Filing Date: January 28, 2004) Art Unit:
For: DEVICE FOR PROCESSING PRINTED) 1725
PACKAGING OR SIMILAR SUBSTRATES)

Atty. Docket No.: 3962 0160

TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE
PATENTING REJECTION OVER A PENDING PATENT APPLICATION

Petitioner, Schober GmbH Werkzeug- und Maschinenbau, Eberdingen / Germany, is the owner of 100 % interest in the instant patent application.

Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer, filed prior to the grant of the patent granted on second application 10/240,714 patented as patent no. 6,723,948 on April 20, 2004. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U. S.C. 154 to 156 and 173 of the patent granted on the second application shortened by any terminal disclaimer in the event that any such granted patent expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 35 CFR 1.321, has all claims cancelled by a re-examination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer.

Petitioner hereby certifies that evidentiary documents have been reviewed and to the best of the petitioner's knowledge and belief the title is in the assignee seeking this action.

The evidence is found on Reel/Frame 013942/0098 for the second application. A copy of the USPTO website Abstract of Title is attached.

The undersigned is empowered to act on behalf of Schober GmbH Werkzeug- und Maschinenbau.

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Respectfully submitted,

Paul Vincent

(Signature)

Dr. Paul Vincent

Attorney of Record

November 12, 2005

Date

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Enclosures:

Abstract of Title

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Patent Assignment Abstract of Title

NOTICE: Results display only for issued patents and published applications. For pending or abandoned applications please consult USPTO site.

Total Assignments: 1**Patent #:** 6723948**Issue Dt:** 04/20/2004 **Application #:** 10240714 **Filing Dt:** 10/04/2002**Publication #:** US20030136240**Pub Dt:** 07/24/2003**Inventor:** Ebe Hesterman**Title:** DEVICE FOR PROCESSING PRINTED PACKAGING OR SIMILAR SUBSTRATES**Assignment: 1****Reel/Frame:** 013942/0098**Recorded:** 10/07/2002**Pages:** 3**Conveyance:** ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).**Assignor:** HESTERMAN, EBE**Exec Dt:** 10/07/2002

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